

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	: Mitsuaki Osame et al.	Art Unit	: 2629
Serial No.	: 10/807,545	Examiner	: Alexander S. Beck
Filed	: March 24, 2004	Conf. No.	: 3777
Title	: ELEMENT SUBSTRATE AND LIGHT-EMITTING DEVICE		

**Mail Stop Amendment**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REPLY TO ACTION OF JULY 22, 2010

In view of the following remarks reconsideration and allowance are requested.

Claims 3, 15, 17, 28, 32, 34-40, 43-47, 50-55 and 58-75 are pending in this application, with claims 3, 36-38, 61 and 69 being independent. Claims 1, 2, 4-14, 16, 18-27, 29-31, 33, 41, 42, 48, 49, 56 and 57 were previously canceled. The claims have not been amended in this reply.

**Double Patenting Rejection**

Claims 3, 15, 17, 28, 32, 34-40, 43-47, 50-55 and 58-75 stand rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1, 3 and 4 of Fukumoto (U.S. Patent No. 7,122,969) in view of Koyama (U.S. Patent Publication No. 2001/0002703). Applicants request reconsideration and withdrawal of the rejection at least because the claims of Fukumoto, even when considered in conjunction with Koyama, do not describe or suggest that “a gate electrode of the first transistor is connected to a second power line,” as recited in claims 3 and 36-38, and “a gate electrode of the first transistor is connected to the second power line,” as recited in claims 61 and 69.

The Office Action stated that the limitations of claim 61 relate to the limitations of Fukumoto (the ‘969 patent) as shown in the marked-up version below of the table reproduced from the Office Action.